



AUG 26 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,607	04/16/2004	Kevin John Slater	4730.00015

CONFIRMATION NO. 8055

22907
 BANNER & WITCOFF
 1001 G STREET N W
 SUITE 1100
 WASHINGTON, DC 20001

RECEIVED

JUN 30 2004

FORMALITIES LETTER



OC000000013079245

08/27/2004 SSESHE1 00000111 190733 10825607

BANNER & WITCOFF

Date Mailed: 06/28/2004

01 FC:1001 770.00 DA
 02 FC:1202 486.00 DA
 03 FC:1203 290.00 DA
 04 FC:1051 130.00 DA

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

130.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1420 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2320** for a Large Entity


- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$1420**

- **\$86** for 1 independent claims over 3.
- **\$1044** for **58** total claims over 20.
- **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Confirmation No. 8055
)	
Kevin John SLATER <i>et al</i>)	Group Art No. 1645
)	
Serial No: 10/825,607)	Examiner: TBA
)	
Filed: April 16, 2004)	Docket No. 004730.00015
For: ASSAY METHODS AND MATERIALS		

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

U.S. Patent and Trademark Office
220 20th Street, South
Customer Window, Mail Stop Missing Parts
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application under 37 C.F.R. §1.53(b), dated June 28, 2004, Applicants submit herewith the statutory basic filing fee of \$770, the missing parts surcharge of \$130, a Preliminary Amendment, the executed Declaration and Assignment documents, and a copy of the Notice to File Missing Parts of Nonprovisional Application. The period for responding to the Notice to File Missing Parts of Nonprovisional Application expires on August 28, 2004, and thus these fees and the Declaration are timely filed.

Please note, we believe the fees indicated by the Notice to File Missing Parts are incorrect.

We believe the correct fees are calculated as follows:


Basic Filing Fee	\$770
Surcharge for submitting the filing fee and Declaration subsequent to the filing date	\$130
Surcharge for 27 total claims over 20	\$486
Multiple dependency surcharge	\$290
Total Fees	\$1676

Kevin John SLATER, *et al.*
U.S. Patent Application Serial No. 10/825,607

It is believed that all Patent and Trademark Office requirements have now been fully met and it is respectfully requested that the above-identified patent application be forwarded for examination.

Please charge the filing of this paper and any additional fee, which may be associated to our Deposit Account No. 19-0733.

Respectfully submitted,

By: 
Joseph M. Skerpon
Reg. No. 29,864

BANNER & WITCOFF, LTD.
Eleventh Floor
1001 G Street, N.W.
Washington, D.C. 20001
(202) 824-3000

Dated: August 26, 2004